

DECLARATION - USA PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **SIZING AND SHAPING DEVICE FOR TREATING CONGESTIVE HEART FAILURE**; the specification of which was filed on **April 16, 2004** as Application Serial No. **10/826,028**.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56;

I hereby claim the benefit under Title 35, United States Codes § 119(e) of any United States provisional applications listed below.

Application No.:	60/286,269	Filing Date:	April 24, 2001
	60/300,892		June 25, 2001
	60/302,255		June 28, 2001
	60/466,653		April 29, 2003
	60/485,568		June 7, 2003
	60/488,292		July 18, 2003
	60/499,946		September 2, 2003
	60/500,762		September 4, 2003
	60/512,293		October 17, 2003
	60/518,270		November 5, 2003
	60/534,514		January 5, 2004

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States applications listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Prior U.S.A. Application(s)

Application No.:	10/127,714	Filing Date:	April 23, 2001	Status:	Pending
	10/183,396		June 28, 2002		Issued
	10/244,659		April 23, 2003		Pending
	10/785,486		February 17, 2004		Pending

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements

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were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **Russell A. Houser**

Inventor's signature _____

Date 8/10/04

Residence: **1787 Verdite Street, Livermore, CA 94550**

Citizenship: **United States of America**

Post Office Address: **same as above**

Full name of second inventor: **Arthur A. Bertolero**

Inventor's signature _____

Date _____

Residence: **155 Sunhaven Road, Danville, CA 94506**

Citizenship: **United States of America**

Post Office Address: **same as above**

Full name of third inventor: **Lon Annest, M.D.**

Inventor's signature _____

Date _____

Residence: **2423 North 31st Street, Tacoma, WA 98407**

Citizenship: **United States of America**

Post Office Address: **same as above**

Full name of fourth inventor: **Bill Hare**

Inventor's signature _____

Date _____

Residence: _____, **Princeton, NJ** _____

Citizenship: **United States of America**

Post Office Address: **same as above**

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Attorney's Docket No. CHFT.001A

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Full name of first inventor: **Russell A. Houser**

Inventor's signature _____

Date _____

Residence: **1787 Verdite Street, Livermore, CA 94550**

Citizenship: **United States of America**

Post Office Address: **same as above**

Full name of second inventor: **Arthur A. Bertolero**

Inventor's signature 

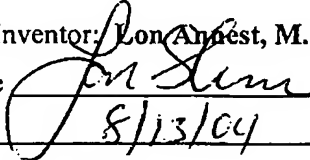
Date 8/12/04

Residence: **155 Sunhaven Road, Danville, CA 94506**

Citizenship: **United States of America**

Post Office Address: **same as above**

Full name of third inventor: **Lon Anest, M.D.**

Inventor's signature 

Date 8/13/04

Residence: **2423 North 31st Street, Tacoma, WA 98407**

Citizenship: **United States of America**

Post Office Address: **same as above**

Full name of fourth inventor: **Bill Hare**

Inventor's signature _____

Date _____

Residence: _____, Princeton, NJ _____

Citizenship: **United States of America**

Post Office Address: **same as above**

were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **Russell A. Houser**

Inventor's signature _____

Date _____

Residence: **1787 Verdite Street, Livermore, CA 94550**

Citizenship: **United States of America**

Post Office Address: **same as above**

Full name of second inventor: **Arthur A. Bertolero**

Inventor's signature _____

Date _____

Residence: **155 Sunhaven Road, Danville, CA 94506**

Citizenship: **United States of America**

Post Office Address: **same as above**

Full name of third inventor: **Lon Annest, M.D.**

Inventor's signature _____

Date _____

Residence: **2423 North 31st Street, Tacoma, WA 98407**

Citizenship: **United States of America**

Post Office Address: **same as above**

Full name of fourth inventor: **Bill Hare**

Inventor's signature Bill Hare

Date August 17, 2004

Residence: 3 Anderson Lane, Princeton, NJ 08540


Citizenship: **United States of America**

Post Office Address: **same as above**

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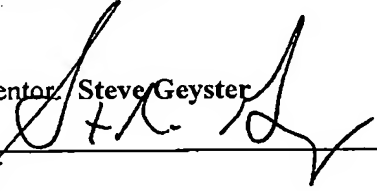
Full name of fifth inventor: ^{Tamer} ~~Tammer~~ Ibrahim

Inventor's signature Date 8/12/04

Residence: 7 Embarcadero West, Apt. 115, Oakland, CA 94607

Citizenship: United States of America

Post Office Address: same as above

Full name of sixth inventor: Steve GeysterInventor's signature Date 8/16/04

Residence: 50 Canton Avenue, Milton, MA 02186

Citizenship: United States of America

Post Office Address: same as above

Full name of seventh inventor: Wendel Smith, M.D.

Inventor's signature _____

Date _____

Residence: 3015 North 33rd Street, Tacoma, WA 98407

Citizenship: United States of America

Post Office Address: same as above

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Attorney's Docket No. CHFT.001A

Full name of fifth inventor: Tammer Ibrahim

Inventor's signature _____

Date _____

Residence: 7 Embarcadero West, Apt. 115, Oakland, CA 94607

Citizenship: United States of America

Post Office Address: same as above

Full name of sixth inventor: Steve Geyster

Inventor's signature _____

Date _____

Residence: 50 Canton Avenue, Milton, MA 02186

Citizenship: United States of America

Post Office Address: same as above

Full name of seventh inventor: Wendel Smith M.D.

Inventor's signature Wendel Smith

Date 8-17-04

Residence: 3015 North 33rd Street, Tacoma, WA 98407

Citizenship: United States of America

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